

**FILED**

**MAY 28 2009**

*[Signature]*  
CLERK

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

\*\*\*\*\*

SCOTT MANN,

Plaintiff,

vs.

TYSON FRESH MEATS, INC.,

Defendant.

\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*

CIV 08-4010

JUDGMENT OF DISMISSAL

\*\*\*\*\*

Based upon the Stipulation for Dismissal with Prejudice, Doc. 48, it is hereby,  
ORDERED, ADJUDGED AND DECREED that the Complaint of the Plaintiff is hereby  
dismissed upon the merits, with prejudice, and with each party to pay its own costs and attorney's  
fees.

Dated this 28<sup>th</sup> day of May, 2009.

BY THE COURT:

*[Signature of Lawrence L. Piersol]*

Lawrence L. Piersol  
United States District Judge

ATTEST:  
JOSEPH HAAS, CLERK

BY: *[Signature of Summer A. Winkler]*  
DEPUTY